

# CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number \_\_\_\_\_

Meeting Type: Regular

Meeting Date: 2/9/2012

Action Requested By:  
Community  
Development

Agenda Item Type

Ordinance

Subject Matter:

Property Assessment

Exact Wording for the Agenda:

Public Hearing on a Resolution authorizing the City Clerk-Treasurer to assess the cost of the cutting and removing of grass and weeds against certain properties.

**Note: If amendment, please state title and number of the original**

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

The attached Resolution authorizes the assessments for the 45 properties listed. All procedural requirements for declaring, removing and billing the grass cutting and clean-up has been completed in accordance with The City of Huntsville Code of Ordinances, Chapter 27, Article III. As a result of nonpayment by a stipulated date, the property owner has also been notified that an assessment will be placed on the property at the February 9, 2012, City Council meeting,

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: 

Date: 1/26/2012

**RESOLUTION NO: 12- \_\_\_\_\_**

**WHEREAS**, the Director of Community Development for the City of Huntsville, Alabama, has executed all procedural requirements contained in the City of Huntsville Code of Ordinances, Chapter 27, Article III entitled "'Weeds and Overgrown Grass'"; and

**WHEREAS**, the Director of Community Development for the City of Huntsville, Alabama, has determined a nuisance to exist upon, in front of, or on property hereinafter more particularly identified; and

**WHEREAS**, the nuisance was subsequently removed by the City and the owner was mailed a copy of the report of cost of removal and notified by letter that an assessment would be placed against subject property for nonpayment of removal cost by a stipulated date; and

**WHEREAS**, it appears that all things necessary and proper have been done to make final the assessment against the property for the cost of abating the nuisance and that the stipulated date for payment of removal has expired on the property hereinafter described.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Huntsville, Alabama, that the City Clerk-Treasurer hereby assesses the cost of abating the nuisance against the described property listed in Attachment A of this Resolution in the amounts indicated; AND, that the City Clerk-Treasurer is hereby authorized, requested and directed to levy the amount of such assessments against the property indicated and to collect the same in the same manner as other assessments are collected.

**BE IT FURTHER RESOLVED**, by the City Council of the City of Huntsville, Alabama, that the Director of Community Development, or his/her appointed designee, is hereby authorized to file in the Office of the Judge of Probate of Madison County, Alabama, a lien instrument known as "Notice of Property Assessment, City of Huntsville - **Ordinance No. 86-294**" on all properties listed in Attachment A of this Resolution, in the amounts indicated plus ~~any recording or filing fees and plus any legal late penalty fees~~ as determined by the Division of Community Development of the City of Huntsville, Alabama.

**ADOPTED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2012

\_\_\_\_\_  
President of the City Council  
of the City of Huntsville, Alabama

**APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2012

\_\_\_\_\_  
Mayor of the City of Huntsville, Alabama

RESOLUTION NO: 12- \_\_\_\_\_

Attachment A, Page 1

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Alabama Housing Finance Authority P.O. Box 242928 Montgomery, AL 36124	5000 Powell Dr NW LOT 1 BL 1 POWELL EST PB 2 PG 126	11-30-2011	\$259.91
Alice Faye Holmes 3901 Lakeview Dr., NW Huntsville, AL 35810	3901 Lakeview Dr NW LOT 9 BLK 26 LAKEWOOD MANOR 6TH ADD DB 676/428 7/2/86	11-14-2011	\$259.91
Jamie & Rana C. Troupe 2704 Pinetree Ln., NW Huntsville, AL 35810	2704 Pinetree Ln NW LOT 15 BL 3 BLUE SPRING ACRES S/D PB 1 PG 398	12-1-2011	\$259.91
Jeremy M. Turner 2610 Rockwell Rd., NW Huntsville, AL 35810	2610 Rockwell Rd NW LOT 7 BLK 8 GREEN HILLS 2ND ADD RESUB OF N 20 FT OF LOT 1 BLK 7 & LOTS 24 BLK 8 GREEN HILLS S/D PB 2 PG 220	12-1-2011	\$259.91
Maria E. Oravec 1270 Fox Trap Rd. Russellville, AL 35653	4509 Baywood Dr SW LOT 19 BL 2 TRIANA ESTATES 2ND ADD PB 3 PG 149	11-8-2011	\$197.97
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 31 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72

RESOLUTION NO: 12- \_\_\_\_\_

Attachment A, Page 2

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 32 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 35 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 40 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 16 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 17 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 18 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72

RESOLUTION NO: 12- \_\_\_\_\_

Attachment A, Page 3

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 19 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 20 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 21 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 22 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 36 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 38 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 42 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 43 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 44 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 46 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 5 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 6 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72

LOTS CUT BY CITY

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Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 7 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 8 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 9 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 10 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 11 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 12 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72

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LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 13 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 14 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	SILKY OAK CT SW LOT 15 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-1-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 25 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 28 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 29 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72



LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 30 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 37 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 39 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 41 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 33 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 47 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 48 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 26 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72
Oakwood Properties, LLC c/o David R. Bonamy 2236 Cahaba Valley Dr. (Ste. 100) Birmingham, AL 35242	DESERT OAK CT SW LOT 27 BLK 1 OAKWOOD PHASE 1 AT LAKE FOREST	12-5-2011	\$210.72